

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

J.W., by and through her parent and	)	
legal guardian, Latasha Tolbert, and	)	Case No. 12-CV-1369 (DWF/JSM)
individually M.D., by and through her	)	
grandparent and guardian, Vanessa	)	
Boyd, and individually, A.I., by and	)	
through her parents and guardians,	)	
Catrice Ingram and Miguel Jones,	)	
and individually,	)	
	)	
Plaintiffs,	)	<b>STIPULATION OF DISMISSAL</b>
	)	
v.	)	
	)	
Saint Paul Public Schools Independent	)	
School District No. 625, Saint Paul	)	
Public Schools Board of Education,	)	
Jayne Ropella, individually, and in her	)	
representative capacity as Principal, and	)	
Timothy M. Olmsted, individually and in	)	
his representative capacity as a teacher,	)	
	)	
Defendants.	)	

It is hereby stipulated and agreed by the above-named parties, through their respective counsel, that:

1. Plaintiffs' claims under the Minnesota Human Rights Act (Minn. Stat. ch. 363A), Count One of Plaintiffs' Amended Complaint, are dismissed with prejudice as to Defendant Timothy M. Olmsted, with each party to bear their own costs and attorneys' fees on this claim;

2. Plaintiffs' state law punitive damage claims are dismissed without prejudice as to all Defendants, consistent with Minn. Stat. § 549.191;

3. Plaintiffs' punitive damage claims under Section 1983 against Saint Paul Public Schools Independent School District No. 625 and Saint Paul Public Schools Board of Education are dismissed with prejudice; and

4. Plaintiffs' official capacity claims against Jayne Ropella are dismissed with prejudice.

The parties respectfully request that the Court enter the accompanying proposed order.

Dated: October 30, 2102

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Dated: October 31, 2012

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Saint Paul Public Schools Board of Education,  
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Dated: October 29, 2012

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